

FEDERAL REGISTER

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Rules, Regulations, Orders

TITLE 6—AGRICULTURAL CREDIT CHAPTER I—FARM CREDIT ADMINISTRATION

THE FEDERAL LAND BANK OF SPOKANE FEES ON PREPAYMENT OF LOAN LESS THAN FIVE YEARS OLD

Section 32.5 of Title 6, Code of Federal Regulations, is amended to read as follows:

§ 32.5 *Fees on prepayment of loan less than five years old.* Payment of any loan, in whole or in part, with interest on the amount so paid to the date of payment, will be accepted at any time; provided that, if such payment is not required by the bank and is made prior to the expiration of five years from the date of the mortgage, a service fee will be charged of 1% per annum, for the unexpired portion of the five-year term, on any amounts of unmatured principal paid which, with previous prepayments, exceed 20% of the loan for each year that has expired. Such service fee for prepayment will not be charged on amounts paid from the proceeds of a new loan from the bank or Land Bank Commissioner. (Sec. 12 "Second", 39 Stat. 370, as amended; 12 U.S.C. 771 "Second"; 6 CFR 10.387) [Res. Dir. April 23, 1941]

[SEAL] THE FEDERAL LAND
BANK OF SPOKANE,
By R. E. BROWN, President.

[F. R. Doc. 41-3452; Filed, May 13, 1941;
11:51 a. m.]

TITLE 7—AGRICULTURE CHAPTER VII—AGRICULTURAL AD- JUSTMENT ADMINISTRATION

PART 726—FIRE-CURED TOBACCO

I, Claude R. Wickard, Secretary of Agriculture, acting under and pursuant to, and by virtue of the authority vested in me by section 313 of the Agricultural Adjustment Act of 1938, as amended, do hereby determine that:

§ 726.318 *Determination of the apportionment of the national marketing quota among States and determination of State yields per acre, and State acreage allotments for fire-cured tobacco for the 1941-42 marketing year.* The national quota for the 1941-42 marketing year, as proclaimed by the Secretary of Agriculture on November 23, 1940, is hereby apportioned among the States, and State yields per acre and State acreage allotments are hereby established in accordance with the following table:

State and new farms	Market- ing quotas	Yields per acre	Acreage allot- ments
	1,000 pounds	Pounds	Acres
Virginia.....	12,220	862	14,176
Kentucky.....	25,953	830	31,269
Tennessee.....	28,674	852	33,655
Illinois.....	10	860	12
Missouri.....	9	860	10
New Farms.....	134	845	159
Total U. S.....	67,000	845	79,281

(Sec. 313 (a), 52 Stat. 47, as amended by Pub. No. 628, 76th Cong., approved June 13, 1940, 54 Stat. 392, 7 U.S.C., Sup. V, 1313 (a); sec. 313 (g), 52 Stat. 48, 202, 586, as added by Pub. No. 337, 76th Cong., approved August 7, 1939, 53 Stat. 1261, 7 U.S.C., Sup. V, 1313 (g))

Done at Washington, D. C., this 12th day of May, 1941. Witness my hand and the seal of the Department of Agriculture.

[SEAL] CLAUDE R. WICKARD,
Secretary of Agriculture.

[F. R. Doc. 41-3433; Filed May 13, 1941;
11:24 a. m.]

PART 726—DARK AIR-CURED TOBACCO

I, Claude R. Wickard, Secretary of Agriculture, acting under and pursuant to, and by virtue of the authority vested in me by section 313 of the Agricultural Adjustment Act of 1938, as amended, do hereby determine that:

§ 726.368. *Determination of the apportionment of the national marketing quota among States and determination of*

CONTENTS

RULES, REGULATIONS, ORDERS

TITLE 6—AGRICULTURAL CREDIT:	Page
Farm Credit Administration:	
Federal Land Bank of Spokane, prepayment fees on loans less than five years old, amendment.....	2409
TITLE 7—AGRICULTURE:	
Agricultural Adjustment Administration:	
Tobacco marketing quotas and acreage allotments, 1941-1942:	
Dark air-cured.....	2409
Fire-cured.....	2409
Sugar Division:	
Puerto Rico, sugar quotas, 1941.....	2410
TITLE 16—COMMERCIAL PRACTICES:	
Federal Trade Commission:	
Universal Industries, Inc., et al., cease and desist order.....	2411
TITLE 17—COMMODITY AND SECURITIES EXCHANGES:	
Securities and Exchange Commission:	
Securities Act of 1933, filing of registration statements, amendment.....	2412
Trust Indenture Act of 1939, filing of applications, amendment.....	2412
TITLE 24—HOUSING CREDIT:	
Federal Savings and Loan System:	
Federal associations permitted to make defense housing loans, amendment.....	2413
TITLE 36—PARKS AND FORESTS:	
National Parks Service:	
Hot Springs National Park, registered physicians, amendment.....	2413
Lassen Volcanic National Park, fishing season, etc., amendments.....	2413
(Continued on next page)	

FEDERAL REGISTER

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CONTENTS—Continued

TITLE 46—SHIPPING:

Bureau of Marine Inspection and Navigation:	Page
Transportation or storage of explosives, etc., location of magazines, amendment.....	2413

NOTICES

Department of Agriculture:	
Agricultural Adjustment Administration:	
Referendum on wheat marketing quotas for 1941-1942, instructions amended	2420
Surplus Marketing Administration:	
Fort Wayne, Ind., marketing area, hearing with respect to handling of milk	2421
Department of the Interior:	
Bituminous Coal Division:	
District Board No. 4, order extending time for filing petitions of intervention.....	2419
Hearings:	
Arkansas-Oklahoma Smokeless Coals, Inc.	2418
Consumers' Counsel Division (2 documents)	2418, 2419
Corrigan Coal Co., et al.	2417
District Board No. 2	2418
Hearings postponed:	
Clarke, J. Q., Coal Co., Inc.	2419
Costanzo Coal Mining Co.	2419
McClane Mining Co.	2419
Bureau of Reclamation:	
Arkansas Valley Investigations, Colo., first form reclamation withdrawal	2420
General Land Office:	
Alaska, air navigation site withdrawal	2420
Department of Labor:	
Wage and Hour Division:	
Women's apparel industry, committee appointment and resignation	2421

CONTENTS—Continued

Department of State:	
Public notices, trade agreement negotiations with:	Page
Argentina	2413
Uruguay	2416
Federal Trade Commission:	
Trial examiners appointed, etc.:	
Bray Chemical Co.	2421
Detroit Candy & Tobacco Jobbers Assn., Inc., et al.	2421
Thomas Management Corp., et al	2421
Securities and Exchange Commission:	
American Gas and Electric Co., order denying application	2422
Electrol Inc., hearing	2422

State yields per acre, and State acreage allotments for dark air-cured tobacco for the 1941-42 marketing year. The national quota for the 1941-42 marketing year, as proclaimed by the Secretary of Agriculture on November 23, 1940, is hereby apportioned among the States, and State yields per acre and State acreage allotments are hereby established in accordance with the following table:

State and new farms	Marketing quotas	Yields per acre	Acreage allotments
	1,000 pounds	Pounds	Acres
Kentucky	23,465	862	27,222
Tennessee	3,209	846	3,793
Indiana	266	853	312
Missouri	6	860	7
New Farms	54	860	63
Total U. S.	27,000	860	31,397

(Sec. 313 (a), 52 Stat. 47, as amended by Pub. No. 628, 76th Cong., approved June 13, 1940, 54 Stat. 392, 7 U.S.C., Sup. V, 1313 (a), sec. 313 (g), 52 Stat. 48, 202, 586, as added by Pub. No. 337, 76th Cong., approved August 7, 1939, 53 Stat. 1261, 7 U.S.C., Sup. V, 1313 (g).)

Done at Washington, D. C. this 12th day of May 1941. Witness my hand and the seal of the Department of Agriculture.

[SEAL] CLAUDE R. WICKARD,
Secretary of Agriculture.

[F. R. Doc. 41-3432; Filed, May 13, 1941; 11:24 a. m.]

CHAPTER VIII—SUGAR DIVISION OF THE AGRICULTURAL ADJUSTMENT ADMINISTRATION

[P.R.S.O. No. 17]

PART 821—SUGAR QUOTAS

DECISION AND ORDER OF THE SECRETARY OF AGRICULTURE ALLOTING THE 1941 SUGAR QUOTAS FOR PUERTO RICO

Whereas General Sugar Quota Regulations, Series 8, No. 1, Revision 1, issued April 8, 1941,¹ established a 1941 sugar quota for Puerto Rico for marketing in

the continental United States of 818,166 short tons, raw value;

Whereas General Sugar Quota Regulations, Series 8, No. 2, issued January 16, 1941,² established a 1941 sugar quota for local consumption in Puerto Rico of 69,052 short tons, raw value;

Whereas I hereby find that the allotment of the 1941 sugar quota for Puerto Rico for marketing in the continental United States and the 1941 sugar quota for local consumption in Puerto Rico is necessary to prevent disorderly marketing and importation of such sugar and to afford all interested persons an equitable opportunity to market such sugar; and

Whereas all interested Puerto Rican processors have waived their right to a hearing with respect to the allotment of the said quotas, as provided in section 205 (a) of the Sugar Act of 1937, as amended:

Now, therefore, upon the basis of the foregoing and pursuant to the authority vested in the Secretary of Agriculture by section 205 (a) of the said act, it is hereby ordered that:

§ 821.36 *Original allotments.* The quantity of 818,166 short tons of sugar, raw value, and the quantity of 69,052 short tons of sugar, raw value, representing the 1941 quota for Puerto Rico for marketing in the continental United States and the 1941 quota for local consumption in Puerto Rico, respectively, are hereby allotted to the following processors in the amounts which appear opposite their respective names:

Name of processor	Continental U. S. marketing allotment (short tons, raw value)	Marketing allotment for local consumption (short tons, raw value)
Aguirre	83,534	7,050
Boca Chica and Mercedita	43,911	3,706
Cambalache	35,166	2,968
Canovanas and Fajardo	80,748	6,815
Canos	15,978	1,349
Carmen	14,518	1,225
Caribe	7,190	607
Coloso	34,920	2,947
Constancia-Ponce	6,690	565
Constancia-Toa	20,055	1,693
El Ejemplo and Roig	34,678	2,927
Eureka	19,093	1,611
Eastern Sugar Associates	79,613	6,719
Guamaní	9,663	816
Guanica	71,302	6,018
Hermín	1,790	151
Igualdad	29,156	2,461
Juanita	21,577	1,821
Lafayette	25,360	2,140
Monserate	11,579	977
Pellejas	4,398	371
Plata	15,355	1,296
Playa Grande	7,313	617
Plazuela	18,870	1,593
Río Llano and Soler	14,606	1,233
Rochelaise	8,515	719
Rufina	24,704	2,085
San Francisco	5,846	493
Santa Barbara	2,907	245
San Vicente	30,157	2,545
San Jose, Inc. ¹	14,695	1,240
Victoria	16,539	1,396
Subtotal	810,426	68,399
Reserve for future allotment	7,740	653
Total	818,166	69,052

¹ Formerly Central Vannina.

² 6 F.R. 456.

§ 821.37 *Growers' share of allotments.* If settlement with growers has been made in terms of sugar, such growers shall share on a pro rata basis in the allotments herein made to processors. (Sec. 205, 50 Stat. 906; 7 U.S.C. 1115)

§ 821.38 *Additional allotments.* The aforesaid quantity of sugar designated "Reserve for future allotment" shall be allotted to processors who contract to grind the proportionate shares represented thereby and the allotments of such processors set forth above shall be increased accordingly; and any increase or decrease in the 1941 sugar quotas for Puerto Rico shall be prorated among processors on the basis of the allotments set forth in § 821.36. (Sec. 205, 50 Stat. 906; 7 U.S.C. 1115.)

§ 821.39 *Restrictions on shipments.* The processors named in § 821.36 are hereby prohibited from bringing into the continental United States from Puerto Rico, for consumption during the calendar year 1941, or from marketing locally in Puerto Rico during the calendar year 1941, any sugar in excess of the respective marketing allotments established in §§ 821.36 and 821.38 hereof. (Sec. 209, 50 Stat. 908; 7 U.S.C. 1119)

§ 821.40 *Assignments prohibited.* The allotments established in § 821.36 shall not be assigned or transferred without the approval of the Secretary or his duly appointed agent. (Sec. 504, 50 Stat. 915; 7 U.S.C. 1174)

In testimony whereof, I have hereunto set my hand and caused the official seal of the Department of Agriculture to be affixed in the District of Columbia, city of Washington, this 12th day of May 1941.

[SEAL] PAUL H. APPLEBY,
Acting Secretary of Agriculture.

[F. R. Doc. 41-3435, Filed, May 13, 1941;
11:25 a. m.]

TITLE 16—COMMERCIAL PRACTICES

CHAPTER I—FEDERAL TRADE COMMISSION

[Docket No. 3882]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

IN THE MATTER OF UNIVERSAL INDUSTRIES, INC., ET AL.

§ 3.6 (a) (8) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Financial condition:* § 3.6 (a) (10.5) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—History:* § 3.6 (s) *Advertising falsely or misleadingly—Promotional sales plans.* In connection with the offer, etc., in commerce, of sales stimulator plans or devices, including trade cards, circulars, and other advertising material, and tableware and other products used as premium merchandise in connection with the operation of any

sales stimulator plan, and on the part of respondent corporation, its officers, etc., and respondents Koolish and Ehrlich, and their respective representatives, etc., and among other things, as in said order set forth, misrepresenting, in any manner, the financial condition and assets of respondents' business or the length of time in which said respondents have been engaged in business, prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., Supp. IV, sec. 45b) [Cease and desist order, Universal Industries, Inc., et al., Docket 3882, April 24, 1941]

§ 3.6 (r) (2.5) *Advertising falsely or misleadingly—Prices—Exaggerated as regular and customary:* § 3.6 (s) *Advertising falsely or misleadingly—Promotional sales plans:* § 3.6 (gg) *Advertising falsely or misleadingly—Value.* In connection with the offer, etc., in commerce, of sales stimulator plans or devices, including trade cards, circulars, and other advertising material, and tableware and other products used as premium merchandise in connection with the operation of any sales stimulator plan, and on the part of respondent corporation, its officers, etc., and respondents Koolish and Ehrlich, and their respective representatives, etc., and among other things, as in order set forth, representing as customary or regular prices or values for any of respondents' products, prices or values which are, in fact, fictitious or greatly in excess of the prices at which such products are customarily offered for sale and sold in the normal course of business, prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., Supp. IV, sec. 45b) [Cease and desist order, Universal Industries, Inc., et al., Docket 3882, April 24, 1941]

§ 3.6 (g) *Advertising falsely or misleadingly—Earnings:* § 3.6 (s) *Advertising falsely or misleadingly—Promotional sales plans:* § 3.72 (c) *Offering deceptive inducements to purchase—Excessive earnings:* § 3.80 (c) *Securing agents or representatives falsely or misleadingly—Earnings.* In connection with the offer, etc., in commerce, of sales stimulator plans or devices, including trade cards, circulars, and other advertising material, and tableware and other products used as premium merchandise in connection with the operation of any sales stimulator plan, and on the part of respondent corporation, its officers, etc., and respondents Koolish and Ehrlich, and their respective representatives, etc., and among other things, as in order set forth, representing any specified sum of money (1) as possible earnings or profits of agents, salesmen, representatives, or distributors for any stated period of time which is not a true representation of the net earnings or profits which have been made for such stated period of time by a substantial number of respondents' active agents, salesmen, representatives, or distributors in the ordinary course of business under normal conditions and circumstances, and (2) as earnings or profits of any specified agent, salesman,

representative, or distributor for any stated period of time which has not, in fact, been consistently earned, net, by such agent, salesman, representative, or distributor in the ordinary course of business and under normal conditions and circumstances, prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., Supp. IV, sec. 45b) [Cease and desist order, Universal Industries, Inc., et al., Docket 3882, April 24, 1941]

§ 3.6 (i) *Advertising falsely or misleadingly—Free goods or service:* § 3.6 (s) *Advertising falsely or misleadingly—Promotional sales plans:* § 3.6 (ee) *Advertising falsely or misleadingly—Terms and conditions:* § 3.72 (e) *Offering deceptive inducements to purchase—Free goods:* § 3.72 (n10) *Offering deceptive inducements to purchase—Terms and conditions:* § 3.80 (i) *Securing agents or representatives falsely or misleadingly—Terms and conditions.* In connection with the offer, etc., in commerce, of sales stimulator plans or devices, including trade cards, circulars, and other advertising material, and tableware and other products used as premium merchandise in connection with the operation of any sales stimulator plan, and on the part of respondent corporation, its officers, etc., and respondents Koolish and Ehrlich, and their respective representatives, etc., and among other things, as in order set forth, using the term "free" or any other term of similar import or meaning to describe or refer to articles offered as compensation for distributing respondents' merchandise, unless all of the terms and conditions of such offer are clearly and unequivocally stated in equal conspicuousness and in immediate connection or conjunction with the word "free" or other terms of similar import or meaning and there is no deception as to price, quality, character, or any other feature of such article as to the services to be performed in connection with obtaining such articles, prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., Supp. IV, sec. 45b) [Cease and desist order, Universal Industries, Inc., et al., Docket 3882, April 24, 1941]

§ 3.6 (s) *Advertising falsely or misleadingly—Promotional sales plans:* § 3.6 (ee) *Advertising falsely or misleadingly—Terms and conditions:* § 3.71 (f) *Neglecting, unfairly or deceptively, to make material disclosure—Terms and conditions:* § 3.72 (n10) *Offering deceptive inducements to purchase—Terms and conditions.* In connection with the offer, etc., in commerce, of sales stimulator plans or devices, including trade cards, circulars, and other advertising material, and tableware and other products used as premium merchandise in connection with the operation of any sales stimulator plan, and on the part of respondent corporation, its officers, etc., and respondents Koolish and Ehrlich, and their respective representatives, etc., and among other things, as in order set forth, misrepresenting the cost of any

sales plan or sales stimulator to any dealer or merchant by failing to reveal that additional sums of money must be paid by such dealer or merchant in the operation of such sales plan or the use of such sales stimulator, prohibited. (Sec. 5, 38, Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., Supp. IV, sec. 45b) [Cease and desist order, Universal Industries, Inc., et al., Docket 3882, April 24, 1941]

In the Matter of Universal Industries, Inc., a Corporation, and Abraham Leonard Koolish, Mrs. Ida B. Koolish and George William Ehrlich, Individually and as Officers and Directors of Universal Industries, Inc.

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 24th day of April, A. D. 1941.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of the respondents, testimony and other evidence taken before Miles J. Furnas, an examiner of the Commission theretofore duly designated by it, in support of the allegations of said complaint and in opposition thereto, and report of the trial examiner thereon, and briefs filed herein, and the Commission having made its findings as to the facts and its conclusion that said respondents Universal Industries, Inc., a corporation, and Abraham Leonard Koolish and George William Ehrlich, individually and as officers and directors of Universal Industries, Inc., have violated the provisions of the Federal Trade Commission Act;

It is ordered, That the respondent Universal Industries, Inc., a corporation, its officers, representatives, agents, and employees, the respondent Abraham Leonard Koolish, an individual, and respondent George William Ehrlich, an individual, and their respective representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of sales stimulator plans or devices, including trade cards, circulars, and other advertising material, and tableware and other products used as premium merchandise in connection with the operation of any sales stimulator plan, do forthwith cease and desist from:

(1) Misrepresenting, in any manner, the financial condition and assets of respondents' business or the length of time in which said respondents have been engaged in business;

(2) Representing as customary or regular prices or values for any of respondents' products, prices or values which are, in fact, fictitious or greatly in excess of the prices at which such products are customarily offered for sale and sold in the normal course of business;

(3) Representing any specified sum of money as possible earnings or profits of agents, salesmen, representatives, or distributors for any stated period of time which is not a true representation of the net earnings or profits which have been made for such stated period of time by a substantial number of respondents' active agents, salesmen, representatives, or distributors in the ordinary course of business under normal conditions and circumstances;

(4) Representing any specified sum of money as earnings or profits of any specified agent, salesman, representative, or distributor for any stated period of time which has not, in fact, been consistently earned, net, by such agent, salesman, representative, or distributor in the ordinary course of business and under normal conditions and circumstances;

(5) Using the term "free" or any other term of similar import or meaning to describe or refer to articles offered as compensation for distributing respondents' merchandise, unless all of the terms and conditions of such offer are clearly and unequivocally stated in equal conspicuousness and in immediate connection or conjunction with the word "free" or other terms of similar import or meaning and there is no deception as to the price, quality, character, or any other feature of such article as to the services to be performed in connection with obtaining such articles;

(6) Misrepresenting the cost of any sales plan or sales stimulator to any dealer or merchant by failing to reveal that additional sums of money must be paid by such dealer or merchant in the operation of such sales plan or the use of such sales stimulator.

It is further ordered, That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which they have complied with this order.

It is further ordered, That the complaint be dismissed as to the respondent Mrs. Ida B. Koolish.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 41-3451; Filed, May 13, 1941;
11:44 a. m.]

TITLE 17—COMMODITY AND SECURITIES EXCHANGES

CHAPTER II—SECURITIES AND EXCHANGE COMMISSION

PART 230—SECURITIES ACT OF 1933

AMENDMENT TO RULE RELATING TO PLACE OF FILING REGISTRATION STATEMENTS UNDER THE ACT

The Securities and Exchange Commission acting pursuant to authority conferred upon it by the Securities Act of 1933, particularly sections 6, 7, 8, 10 and 19 (a) thereof (Sec. 6, 48 Stat. 78; 15

U.S.C. 77f; Sec. 7, 48 Stat. 78; 15 U.S.C. 77g; Sec. 8, 48 Stat. 79; 15 U.S.C. 77h; Sec. 10, 48 Stat. 81; Sec. 205, 48 Stat. 906; 15 U.S.C. 77j; Sec. 19, 48 Stat. 85; Sec. 209, 48 Stat. 908; 15 U.S.C. 77s), and deeming such action necessary and appropriate in the public interest and for the protection of investors and necessary to carry out the provisions of the Act, hereby amends § 230.921 (a) (2) [Rule 921] to read as follows:

§ 230.921 *Place of filing.*¹ (a) * * *

(2) If the principal executive offices of the registrant, or of a principal underwriter of the securities being registered, are located in the State of California, Nevada, Arizona, Oregon, Washington, Idaho or Montana, or in the Territory of Hawaii, the registration statement may be filed with the regional office of the Commission in the Bank of America Building, 625 Market Street, San Francisco, California.

The foregoing action shall be effective May 13, 1941.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 41-3422; Filed, May 12, 1941;
4:05 p. m.]

PART 260—TRUST INDENTURE ACT OF 1939

AMENDMENT TO RULE RELATING TO PLACE OF FILING APPLICATIONS FOR QUALIFICATION OF INDENTURES UNDER THE ACT

The Securities and Exchange Commission acting pursuant to authority conferred upon it by the Trust Indenture Act of 1939, particularly sections 305, 307 and 319 thereof (Sec. 305, 53 Stat. 1154; 15 U.S.C. 77eee; Sec. 307, 53 Stat. 1156; 15 U.S.C. 77ggg; Sec. 319, 53 Stat. 1173; 15 U.S.C. 77sss), and finding such action necessary and appropriate in the public interest and for the protection of investors and necessary to carry out the provisions of the Act, hereby amends § 260.7a-3 (b) (2) [Rule T-7A-3] to read as follows:

§ 260.7a-3 *Number of copies—Filing—Signatures—Binding.*² (a) * * *

(2) If the principal executive offices of the applicant are located in the State of California, Nevada, Arizona, Oregon, Washington, Idaho or Montana, or in the Territory of Hawaii, the application may be filed with the regional office of the Commission in the Bank of America Building, 625 Market Street, San Francisco, California. The foregoing action shall be effective May 13, 1941.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 41-3423; Filed, May 12, 1941;
4:05 p. m.]

¹ 6 F.R. 667.

² 5 F.R. 294.

³ 4 F.R. 4439.

TITLE 24—HOUSING CREDIT
CHAPTER II—FEDERAL SAVINGS
AND LOAN SYSTEM

PART 203—OPERATION

AMENDMENT PERMITTING FEDERAL ASSOCIATIONS TO MAKE DEFENSE HOUSING LOANS

Be it resolved, That effective May 12, 1941, § 203.10, *Real estate loans*, of the Rules and Regulations for the Federal Savings and Loan System be amended as follows:

Paragraph (b) is amended by inserting the words "Title I or Title II or Title VI of" immediately following the words "value permitted under" in the first sentence thereof.

Paragraph (d) is amended by inserting the words "Title I or Title II or Title VI of" immediately following the words "plans provided by" in the first sentence thereof.

Paragraph (d) is further amended by inserting the words "or Title VI" immediately following the words "or Title II" in the second sentence thereof. (Sec. 5 (a) of H. O. L. A. of 1933, 48 Stat. 132; 12 U.S.C. 1464 (a))

Be it further resolved, That this amendment is deemed to be of an emergency character within the meaning of § 201.2 (c), *Amendments*, of the Rules and Regulations for the Federal Savings and Loan System.

Adopted by the Federal Home Loan Bank Board on May 9, 1941.

[SEAL] J. FRANCIS MOORE,
Secretary.

[F. R. Doc. 41-3421; Filed, May 12, 1941; 2:01 p. m.]

TITLE 36—PARKS AND FORESTS
CHAPTER I—NATIONAL PARKS
SERVICE

PART 20—SPECIAL REGULATIONS
LASSEN VOLCANIC NATIONAL PARK

Pursuant to the authority contained in the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C. 3), paragraphs (a), (b) and (c) of § 20.11 of Title 36, Code of Federal Regulations, are hereby amended to read as follows:

§ 20.11 *Lassen Volcanic National Park*—(a) *Fishing; open season*. (1) In the following waters the fishing season shall be from May 1 to October 31, inclusive:

Manzanita Lake
 Reflection Lake
 Hat Lake
 Hat Creek
 Summit Lake
 Echo Lake

(2) In all other waters open to fishing the season shall be from May 30 to October 31, inclusive.

(b) *Fishing; limit of catch*. The limit of catch per person per day shall be 10 fish or 10 pounds of fish and 1 fish in all waters except Manzanita Lake and Re-

lection Lake, where the limit shall be 5 fish or 5 pounds of fish and 1 fish. All fish caught, irrespective of size, shall be retained.

(c) *Fishing; closed waters*. The following waters are closed to fishing:

Upper Kings Creek, from the source to the Lower crossing of the Loop Highway
 Manzanita Creek
 Grassy Swale Creek
 Grassy Creek
 Emerald Lake

Approved: April 29, 1941.

[SEAL] E. K. BURLEW,
First Assistant Secretary.

[F. R. Doc. 41-3426; Filed, May 13, 1941; 9:35 a. m.]

PART 21—HOT SPRINGS NATIONAL PARK:
BATH HOUSE REGULATIONS

Pursuant to the authority contained in the Act of March 3, 1891 (ch. 533, sec. 1, 26 Stat. 843; 16 U.S.C. 362); the Act of April 12, 1904 (ch. 1249, 33 Stat. 173; 16 U.S.C. 361); the Act of April 20, 1904 (ch. 1400, secs. 1, 2, 33 Stat. 188; 16 U.S.C. 372), and the Act of March 2, 1931 (ch. 365, 46 Stat. 1463; 16 U.S.C. 369), § 21.99 (f) of Title 36, Code of Federal Regulations, is hereby amended to read as follows:

§ 21.99 *Physicians; applicants; conduct*. The following rules shall govern applicants for registration:

(f) No registered physician, upon removal of his offices from one location to another, may publish in any newspaper, or other periodical, notice to that effect for a longer period than three days. Notices of return from an absence may not be published for a longer period than three days or for any absences of less than ten consecutive days. Such notices shall be simple in form and free of advertising elements, such as office hours, telephone numbers, specialties, and prices for consultation.

Approved: April 30, 1941.

[SEAL] A. J. WIRTZ,
Under Secretary.

[F. R. Doc. 41-3425; Filed, May 13, 1941; 9:34 a. m.]

TITLE 46—SHIPPING

CHAPTER I—BUREAU OF MARINE
INSPECTION AND NAVIGATION,
DEPARTMENT OF COMMERCE

[Order No. 113]

PART 146—TRANSPORTATION OR STORAGE OF
EXPLOSIVES OR OTHER DANGEROUS
ARTICLES OR SUBSTANCES, AND COMBUS-
TIBLE LIQUIDS ON BOARD VESSELS

Pursuant to the authority vested in the Secretary of Commerce by section 4472 of the Revised Statutes, as amended (Act of October 9, 1940, Public 809—76th Congress; 54 Stat. 1023), the regulations for

the safe carriage of explosives or other dangerous articles or substances, and combustible liquids, as promulgated January 7, 1941, are hereby amended effective May 13, 1941, under the emergency provision contained in subsection (9) of R.S. 4472, as amended, as follows:

Section 146.09-1, *Magazines, location of*, paragraph (b):

Delete sentence, "Magazines occupying only a part of a hold shall not be built in the square of the hatch way." Insert in lieu thereof, "Magazines may be built in the square of the hatchway in conformity with the provisions of § 146.09-1 (d)."

To § 146.09-1 add the following new paragraph:

§ 146.09-1 *Magazines, location of*.

(d) When a magazine is to be constructed over a tween deck hatch, the hatch girders or strongbacks and the hatch covers forming the tween deck hatch shall be of such design and size as to insure their carrying the imposed load with safety. Covers of the tween deck and over deck hatch shall completely close the hatch opening and fit securely in place. Tween deck hatch covers of wood forming the base of the magazine shall be completely covered with asbestos board at least ¼" thick, fitted tight at the sides of the magazine, the joints of the asbestos board being staggered midway between joints formed by the wooden hatch covers. Magazines shall be constructed in accordance with the applicable provisions of § 146.09-2 (a), (b), (c), and (d), except floor shall be formed by dunnaging over the asbestos board. In the construction of a magazine care should be taken that no metal structural parts protrude within the magazine. If it is proposed to carry the stowage of explosives up into the over deck hatch coaming, this coaming shall be sheathed with wood. A magazine located in the hatchway may be so constructed as to occupy only a part of the area of the hatchway. Portable magazines may be stowed in the square of the hatchway and either lashed or tommed to prevent movement. (R.S. 4472, as amended; act of October 9, 1940, Public 809—76th Congress; 54 Stat. 1023; 46 U.S.C. 170)

[SEAL] JESSE H. JONES,
Secretary of Commerce.

MAY 12, 1941.

[F. R. Doc. 41-3428; Filed, May 13, 1941; 11:01 a. m.]

Notices

DEPARTMENT OF STATE.

TRADE-AGREEMENT NEGOTIATIONS WITH
ARGENTINA

PUBLIC NOTICE

Pursuant to section 4 of an act of Congress approved June 12, 1934, entitled

*6 F.R. 277.

"An Act to Amend the Tariff Act of 1930", as extended by Public Resolution 61, approved April 12, 1940, and to Executive Order 6750, of June 27, 1934, I hereby give notice of intention to negotiate a trade agreement with the Government of Argentina.

All presentations of information and views in writing and application for supplemental oral presentation of views with respect to the negotiation of such agreement should be submitted to the Committee for Reciprocity Information in accordance with the announcement of this date issued by that Committee concerning the manner and dates for the submission of briefs and applications, and the time set for public hearings.

[SEAL]

CORDELL HULL,
Secretary of State.

MAY 13, 1941.

PUBLIC NOTICE BY COMMITTEE FOR RECIPROCI- PROCI- CITY INFORMATION

Closing date for submission of briefs, June 12, 1941; closing date for application to be heard, June 12, 1941; public hearings open, June 23, 1941.

The Committee for Reciprocity Information hereby gives notice that all information and views in writing, and all applications for supplemental oral presentation of views, in regard to the negotiation of a trade agreement with the Government of Argentina, of which notice of intention to negotiate has been issued by the Secretary of State on this date, shall be submitted to the Committee for Reciprocity Information not later than 12 o'clock noon, June 12, 1941. Such communications should be addressed to "Chairman, Committee for Reciprocity Information, Tariff Commission Building, Eighth and E Streets NW., Washington, D. C."

A public hearing will be held beginning at 10 a. m. on June 23, 1941, before the Committee for Reciprocity Information in the hearing room of the Tariff Commission in the Tariff Commission Building, where supplemental oral statements will be heard.

Six copies of written statements, either typewritten or printed, shall be submitted, of which one copy shall be sworn to. Appearance at hearings before the Committee may be made only by those persons who have filed written statements and who have within the time prescribed made written application for a hearing, and statements made at such hearings shall be under oath.

By direction of the Committee for Reciprocity Information this 13th day of May 1941.

E. M. WHITCOMB,
Acting Secretary.

MAY 13, 1941.

List of Products on Which the United States Will Consider Granting Con- cessions to Argentina

NOTE: The rates of duty indicated are those now applicable to products of Argentina. Where the rate is one which has been reduced pursuant to a previous trade agreement by 50 percent (the maximum permitted by the Trade Agreements Act) it is indicated by the symbol MR. Where the rate represents a reduction pursuant to a previous trade agreement, but less than a 50-percent reduction, it is indicated by the symbol R. Where a rate has been bound against increase, but has not been reduced in a previous trade agreement, it is indicated by the symbol B; likewise, items which have been bound free of duty are indicated by the symbol B.

For the purpose of facilitating identification of the articles listed, reference is made in the list to the paragraph numbers of the

tariff schedules in the Tariff Act of 1930, or, as the case may be, to the appropriate sections of the Internal Revenue Code. The descriptive phraseology is, however, in many cases limited to a narrower field than that covered by the numbered tariff paragraph or section in the Internal Revenue Code. In such cases only the articles covered by the descriptive phraseology of the list will come under consideration for the granting of concessions; furthermore, in the case of articles indicated by an asterisk, consideration for the granting of concessions is to be limited to selected Argentine specialties within the descriptive phraseology shown.

In the event that articles which are at present regarded as classifiable under the descriptions included in the above list are excluded therefrom by judicial decision or otherwise prior to the conclusion of the agreement, the list will nevertheless be considered as including such articles.

United States Tariff Act of 1930 Paragraph	Description of article	Present rate of duty	Symbol
5	All medicinal preparations of animal origin, not specially provided for.	25% ad valorem.....	
5	Beryllium:		
	Oxide or carbonate, not specially provided for.....	25% ad valorem.....	
19	Casein or lactarene and mixtures of which casein or lactarene is the component material of chief value, not specially provided for.	5½¢ per lb.....	
35	Maté, natural and uncomounded, but advanced in value or condition by shredding, grinding, chipping, crushing, or any other process or treatment whatever beyond that essential to proper packing and the prevention of decay or deterioration pending manufacture, not containing alcohol.	5% ad valorem.....	MR
38	Extracts, dyeing and tanning, not containing alcohol:		
	Quebracho.....	15% ad valorem.....	
42	Glycerin, crude.....	3½¢ per lb.....	R
42	Glycerin, refined.....	1½¢ per lb.....	R
53	Oils, vegetable:		
	Sunflower.....	20% ad valorem (plus 4½¢ per lb. under Sec. 2491 (b) of the Internal Revenue Code; see below).	
79	Beryllium.....	25% ad valorem.....	
208 (a)	Mica, unmanufactured:		
	Valued at not above 15 cents per pound.....	4¢ per lb.....	
208 (b)	Mica, ground or pulverized.....	15% ad valorem.....	R
*218 (f)	Table and kitchen articles and utensils, and all articles of every description not specially provided for, composed wholly or in chief value of glass, blown or partly blown in the mold or otherwise, or colored, cut, engraved, etched, frosted, gilded, ground (except such grinding as is necessary for fitting stoppers or for purposes other than ornamentation), painted, printed in any manner, sand-blasted, silvered, stained, or decorated or ornamented in any manner, whether filled or unfilled, or whether their contents be dutiable or free (except articles cut or engraved and valued at not less than \$1 each).	60% ad valorem.....	
*218 (g)	Table and kitchen articles and utensils, composed wholly or in chief value of glass, when pressed and unpolished, whether or not decorated or ornamented in any manner or ground (except such grinding as is necessary for fitting stoppers or for purposes other than ornamentation), whether filled or unfilled, or whether their contents be dutiable or free.	50% ad valorem.....	
232 (a)	Onyx, in block, rough or squared only.....	65¢ per cu. ft.....	
302 (c)	Tungsten ore or concentrates.....	50¢ per lb. on the metallic tungsten contained therein.	
409	Osier or willow, including chip of and split willow, prepared for basket makers' use.	35% ad valorem.....	
701	Tallow.....	¾¢ per lb. (plus 3¢ per lb. under Sec. 2491 (a) of the Internal Revenue Code; see below).	
701	Oleo oil and oleo stearin.....	1¢ per lb. (plus 3¢ per lb. under Sec. 2491 (c) of the Internal Revenue Code; see below).	
705	Extract of meat including fluid.....	15¢ per lb.....	B
706	Meats, prepared or preserved, not specially provided for (except meat pastes other than liver pastes, packed in air-tight containers weighing with their contents not more than 3 ounces each).	6¢ per lb. but not less than 20% ad valorem.	
710	Romano, Pecorino, Reggiano, Parmesano, Provoloni, Sbrinz, and Goya cheeses in their original loaves.	7¢ per lb. but not less than 35% ad valorem.	
712	Birds, dead, dressed or undressed, fresh, chilled, or frozen (except chickens, ducks, geese, guineas, and turkeys).	5¢ per lb.....	MR
718 (a)	Fish, prepared or preserved in any manner, when packed in oil or in oil and other substances:		
	Anchovies:		
	Of a value not exceeding 9 cents per pound including the weight of the immediate container only.	44% ad valorem.....	
	Of a value exceeding 9 cents per pound including the weight of the immediate container only.	30% ad valorem.....	

United States Tariff Act of 1930 Paragraph	Description of article	Present rate of duty	Symbol	United States Tariff Act of 1930 Paragraph	Description of article	Present rate of duty	Symbol
718 (b)	Fish, pickled or preserved in any manner, when packed in air-tight containers weighing with their contents not more than fifteen pounds each (except fish packed in oil or in oil and other substances): Anchovies	25% ad valorem		*1530 (e)	Boots, shoes, or other footwear (including athletic or sporting boots and shoes), made wholly or in chief value of leather, not specially provided for.	10 to 30% ad valorem	R ¹
719 (4)	Fish, pickled or salted (except fish packed in oil or in oil and other substances and except fish packed in air-tight containers weighing with their contents not more than 15 pounds each): Anchovies, whether or not boned, in immediate containers weighing with their contents more than 15 pounds each and containing each not more than 10 pounds of anchovies not weight. Macaroni, vermicelli, noodles, and similar alimentary pastes: Containing no eggs or egg products.	3 1/4¢ per lb. net weight. 3¢ per lb. 25¢ per cu. ft. of such bulk or the capacity of the packages, according as imported.	R B ¹	*1531 (e)	Boots, shoes, or other footwear (including athletic or sporting boots and shoes), the uppers of which are composed wholly or in chief value of leather, animal hair, fiber, rayon or other synthetic textile silk, or substitute for any of the foregoing, whether or not the soles are composed of leather, wood, or other materials.	35% ad valorem	R ¹
725	Grapes (including hothouse grapes) in bulk, crates, barrels or other packages.	15¢ per lb.	R ¹	*1531	Bags, baskets, belts, satchels, cardcases, pocketbooks, jewel boxes, portfolios, and other boxes and cases, not jewelry, wholly or in chief value of leather or parchment, and manufactures of leather, rawhide, or parchment, or of which leather, rawhide, or parchment is the component material of chief value, not specially provided for.	17 1/2% to 35% ad valorem	R ¹
742	Plums, prunes, and prunelles, green or ripe, not in brine.	1 1/2¢ per lb.	R	1538	Any of the foregoing permanently fitted and furnished with traveling, bottle, drinking, dining or luncheon, sewing, manicure, or similar sets.	35 or 50% ad valorem	R
749	Pears: Green, ripe, or in brine.	1 1/2¢ per lb.	R	1602	Dog food, manufactured, unfit for human consumption, not specially provided for.	20% ad valorem	B
751	All jellies, jams, marmalades, and fruit butters.	20% ad valorem	MR	1611	Maté, natural and unaccompanied and in a crude state, not advanced in value or condition by shredding, grinding, chipping, crushing, or any other process or treatment whatever beyond that essential to proper packing and the prevention of decay or deterioration pending manufacture, not containing alcohol.	Free	
752	Faxseed.	55¢ per bu. of 56 lbs.	R	1612	Argols, tartar, and wine lees, crude or partly refined, containing less than 90 per centum of potassium bitartrate, and calcium tartrate, crude.	Free	
753	Grass seeds and other forage crop seeds.	4¢ per lb.	MR	1625	Blood, dried, not specially provided for.	Free	
764	Alfalfa.	3 1/2¢ per lb.	R	1627	Bones: Crude, steamed, or ground; bone dust, bone meal, and bone ash; and animal carbon suitable only for fertilizing purposes.	Free	
772	Cornary seed.	50¢ ad valorem	MR	1670	Dyeing or tanning materials: Quercus wood, whether crude or advanced in value or condition by shredding, grinding, chipping, crushing, or any other process, and not containing alcohol.	Free	
774	Asparagus in its natural state.	30% ad valorem	MR	1681	Furs and skins, not specially provided for, undressed:	Free	
775	Corned beef hash.	\$20.00 per ton of 2,000 lbs.	MR		Nutrino.	Free	
779	Brandy.	\$2.50 per proof gallon.	MR		Wildcat.	Free	
802	Cordials, liqueurs, kirschwasser and ratafia.	\$2.50 per proof gallon.	MR		Ocelot.	Free	
802	Bitters of all kinds containing spirits.	\$2.50 per proof gallon.	MR		Hare.	Free	
803	Champagne and all other sparkling wines.	\$3.00 per proof gallon.	MR		Other.	Free	
804	Still wines produced from grapes (not including vermouth), containing 14 per centum or less of absolute alcohol by volume, in containers holding each 1 gallon or less.	75¢ per gallon.	R		Lamb and sheep (except caracul and Persian lamb).	Free	B
804	Vermouth, in containers holding each 1 gallon or less.	62 1/2¢ per gallon.	MR		Fox (other than silver or black fox).	Free	B
1101 (a)	Wools: Donkoi, Smyrna, Cordova, Valparaiso, Ecuadorian, Syrian, Aleppo, Georgian, Turkistan, Arabian, Bagdad, Persian, Sistan, East Indian, Thibetan, Chinese, Manchurian, Mongolian, Egyptian, Sudan, Cyprus, Sardinian, Pyrenean, Operto, Iceland, Scotch Blackface, Black Spanish, Kerry, Hadlock, and Welsh Mountain; similar wools without merino or English blood; all other wools of whatever blood or origin not finer than 48s; all the foregoing— In the grease or washed	24¢ per lb. of clean content. 27¢ per lb. of clean content. 22¢ per lb. of clean content. 35¢ per lb. of clean content. Free, subject to the provisions of paragraph 1101 of the Tariff Act of 1930, as amended.		1685	Seal.	Free	B
1102 (a)	Wools, not specially provided for, not finer than 44s: In the grease or washed	29¢ per lb. of clean content. 32¢ per lb. of clean content. 27¢ per lb. of clean content. 30¢ per lb. of clean content.		1688	Tankage of a grade used chiefly for fertilizers, or chiefly as an ingredient in the manufacture of fertilizers.	Free	B
1101 (b)	Any of the foregoing entered or withdrawn from warehouse under bond and used in the manufacture of press cloth, camel's hair belting, knit or felt boots, heavy felled lumbermen's socks, rugs, carpets or any other floor coverings.	Free, subject to the provisions of paragraph 1101 of the Tariff Act of 1930, as amended.		1693	Hair of horse and cattle (including calf), cleaned or uncleaned, drawn or undrawn, but unmanufactured, not specially provided for.	Free	B
1102 (a)	Wools, not specially provided for, not finer than 44s: In the grease or washed	29¢ per lb. of clean content. 32¢ per lb. of clean content. 27¢ per lb. of clean content. 30¢ per lb. of clean content.		1694	Body hair.	Free	B
1519 (a)	Dressed furs and dressed fur skins, not dyed:	15 to 25% ad valorem	R ¹	1719	Other.	Free	B
1530 (a)	Hides and skins of cattle of the bovine species (except hides and skins of the India water buffalo imported to be used in the manufacture of rawhide articles), raw or uncured, or dried, salted, or pickled.	10% ad valorem	R ¹	1755	Hooks, unmanufactured.	Free	B

¹ As to hothouse grapes.

² In part.

For the purpose of facilitating identification of the articles listed, reference is made in the list to the paragraph numbers of the tariff schedules in the Tariff Act of 1930, or, as the case may be, to the appropriate sections of the Internal Revenue Code. The descriptive phraseology is, however, in many cases limited to a narrower field than that covered by the numbered tariff paragraph or section in the Internal Revenue Code. In such cases only the articles covered by the

descriptive phraseology of the list will come under consideration for the granting of concessions.

In the event that articles which are at present regarded as classifiable under the descriptions included in the above list are excluded therefrom by judicial decision or otherwise prior to the conclusion of the agreement, the list will nevertheless be considered as including such articles.

United States Tariff Act of 1930 Paragraph	Description of article	Present rate of duty	Symbol
19	Casein or lactarene and mixtures of which casein or lactarene is the component material of chief value, not specially provided for.	5½¢ per lb.	R
42	Glycerin, crude.	9½¢ per lb.	R
42	Glycerin, refined.	1½¢ per lb. (plus 3¢ per lb. under Sec. 2491 (a) of the Internal Revenue Code; see below).	
701	Tallow	1¢ per lb. (plus 3¢ per lb. under Sec. 2491 (c) of the Internal Revenue Code; see below).	B
701	Oléo oil and oléo stearin.	1½¢ per lb.	
706	Extract of meat, including fluid.	6¢ per lb. but not less than 20% ad valorem.	
706	Meats, prepared or preserved, not specially provided for (except meat pastes other than liver pastes, packed in air-tight containers weighing with their contents not more than 3 ounces each).	6½¢ per bu. of 56 lbs.	
762	Flaxseed.		
1101 (a)	Wools: Domestic, Cordova, Valparaiso, Ecuadorian, Asian, Egyptian, Turkish, Arabian, Banded, Persian, Asian, Egyptian, Tibetan, Chinese, Manchurian, Mongolian, Egyptian, Sudan, Cyprus, Sardinian, Pyrenean, Oporto, Iceland, Scotch Blackface, Black Spanish, Kerry, Haslock, and Welsh Mountain; similar wools without marine or English blood; all other wools of whatever blood or origin not finer than 40s; all the foregoing— In the grease or washed. Scoured. On the skin. Sorted, or matchings if not scoured. Wools, not specially provided for, not finer than 48s: In the grease or washed. Scoured. On the skin. Sorted, or matchings, if not scoured.	24¢ per lb. of clean content. 27¢ per lb. of clean content. 22¢ per lb. of clean content. 25¢ per lb. of clean content. 24¢ per lb. of clean content. 32¢ per lb. of clean content. 27¢ per lb. of clean content. 30¢ per lb. of clean content. 10% ad valorem.	
1102 (a)	Hides and skins of cattle of the bovine species (except hides and skins of the India water buffalo imported to be used in the manufacture of rawhide articles), raw or uncurd, or dried, salted, or pickled.	Free	
1530 (a)	Agates, unmanufactured. Blood, dried, not specially provided for. Bones: Crude, steamed, or ground; bone meal, and bone ash; and animal carbon suitable only for fertilizing purposes. Tankage of a grade used chiefly for fertilizers, or chiefly as an ingredient in the manufacture of fertilizers. Sausage casings, wassandis, intestines, bladders, tendons, and integuments, not specially provided for. Tankage, unfit for human consumption.	Free Free Free Free Free Free	B

Internal Revenue Code Section	Present rate of Import tax
2401 (a)	3¢ per lb.
2401 (b)	4½¢ per lb.
2491 (c)	3¢ per lb.
Tallow	
Sundflower oil	
Oléo oil and oléo stearin	

[F. R. Doc. 41-3429; Filed, May 13, 1941; 11:15 a. m.]

TRADE-AGREEMENT NEGOTIATIONS WITH URUGUAY

PUBLIC NOTICE

Pursuant to section 4 of an act of Congress approved June 12, 1934, entitled "An Act to Amend the Tariff Act of 1930", as extended by Public Resolution 61, approved April 12, 1940, and to Executive Order 6750, of June 27, 1934, I hereby give notice of intention to negotiate a trade agreement with the Government of Uruguay.

All presentations of information and views in writing and applications for supplemental oral presentation of views with respect to the negotiation of such agreement should be submitted to the Committee for Reciprocity Information in accordance with the announcement of this date issued by that Committee concerning the manner and dates for the submission of briefs and applications, and the time set for public hearings.

[SEAL]

CORDELL HULL,
Secretary of State.

MAY 13, 1941.

PUBLIC NOTICE BY COMMITTEE FOR RECIPROCITY INFORMATION

Closing date for submission of briefs, June 12, 1941; closing date for application to be heard, June 12, 1941; public hearings open, June 23, 1941.

The Committee for Reciprocity Information hereby gives notice that all information and views in writing, and all applications for supplemental oral presentation of views, in regard to the negotiation of a trade agreement with the Government of Uruguay, of which notice of intention to negotiate has been

issued by the Secretary of State on this date, shall be submitted to the Committee for Reciprocity Information not later than 12 o'clock noon, June 12, 1941. Such communications should be addressed to "Chairman, Committee for Reciprocity Information, Tariff Commission Building, Eighth and E Streets, NW., Washington, D. C."

A public hearing will be held beginning at 10 a. m. on June 23, 1941, before the Committee for Reciprocity Information in the hearing room of the Tariff Commission in the Tariff Commission Building, where supplemental oral statements will be heard.

Six copies of written statements, either typewritten or printed, shall be submitted, of which one copy shall be sworn to. Appearance at hearings before the Committee may be made only by those persons who have filed written statements and who have within the time prescribed made written application for a hearing, and statements made at such hearings shall be under oath.

By direction of the Committee for Reciprocity Information this 13th day of May 1941.

E. M. WHITCOMB,
Acting Secretary.

MAY 13, 1941.

List of Products on Which the United States Will Consider Granting Concessions to Uruguay

NOTE: The rates of duty indicated are those now applicable to products of Uruguay. Where the rate is one which has been reduced pursuant to a previous trade agreement, it is indicated by the symbol R. Where a rate has been bound against increase, but has not been reduced in a previous trade agreement, it is indicated by the symbol B; likewise, items which have been bound free of duty are indicated by the symbol B.

Internal Revenue Code Section		Present rate of import tax
2491 (a)	Tallow	3¢ per lb.
2491 (c)	Oleo oil and oleo stearin	3¢ per lb.

[F. R. Doc. 41-3430; Filed, May 13, 1941; 11:15 a. m.]

DEPARTMENT OF THE INTERIOR.

Bituminous Coal Division.

[Docket Nos. A-58, A-179, A-492]

PETITIONS OF CORRIGAN COAL CO., ET AL., CODE MEMBERS IN DISTRICT NO. 15, FOR REVISION OF THE EFFECTIVE MINIMUM PRICES FOR CERTAIN COALS PRODUCED AT MINES IN ADAIR COUNTY, MISSOURI; OLLEY A. HURLEY, ET AL., CODE MEMBERS IN DISTRICT NO. 15, FOR REVISION OF THE EFFECTIVE MINIMUM PRICES FOR COALS PRODUCED IN PUTNAM COUNTY, MISSOURI; AND DISTRICT BOARD NO. 15 FOR REVISION OF THE EFFECTIVE MINIMUM PRICES FOR THE COALS FOR SHIPMENT BY TRUCK OF CERTAIN MINES IN DISTRICT NO. 15

ORDER OF CONSOLIDATION AND NOTICE OF AND ORDER FOR HEARING

Corrigan Coal Co., et al., code members in District No. 15, in the matter above designated as Docket No. A-58, filed with this Division their petition for revision of the effective minimum prices for certain coals produced at mines in Adair County, Missouri, in that district, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937. Olley A. Hurley, et al., code members in District No. 15, in the matter above designated as Docket No. A-179, filed with this Division their petition for revision of the effective minimum prices for certain coals produced at mines in Putnam County, Missouri, in that district, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937. On October 29, 1940, the Director entered an Order granting certain temporary relief in Docket Nos A-58 and A-179 and set the matters for hearing which was held at Moberly, Missouri, commencing on November 12, 1940. Subsequent to the hearing, further orders were entered in Docket No A-179 revising the temporary relief theretofore granted in that proceeding. By the Director's Order of December 7, 1940, the minimum price for all Putnam County coals in Size Groups 1, 2, 3, 4 and 9 for shipment by truck was reduced to 230 cents per net ton.

District Board No. 15, in the matter hereinabove designated as Docket No. A-492, filed its petition with this Division for revision of the effective minimum prices for the coals for shipment by truck of certain mines in Putnam County, Missouri, in District No. 15, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, by fixing a base price of 230 cents per net ton for such coals. An informal conference in this matter was

held at Unionville, Missouri, on December 23, 1940, regarding the various levels to be established for the coals of individual producers in District No. 15, if a basic price of 230 cents per net ton were established. A number of Putnam County producers represented that a minimum price of 230 cents per net ton was too high and should be changed to 200 cents per net ton. District Boards Nos. 12 and 15 concurred in representing that if such producers were accorded a price lower than 230 cents per net ton, many small producers in Districts Nos. 12 and 15 would be injured and the price structure generally disrupted. A hearing has not heretofore been scheduled in this docket.

By his Memorandum Opinion and Order of February 13, 1941, the Director denied the prayer of the original petitioners for the reopening of the hearing in Docket No. A-179 on the ground that their petition did not constitute an adequate basis for such reopening, merely repeating and restating the contentions previously made in this matter.

Since it appears that a hearing should be scheduled in Docket No. A-492, and since it further appears that the issues therein are related to those in Docket Nos. A-58 and A-179, in that they relate to the proper minimum prices applicable to truck shipments of coals in Districts Nos. 12 and 15, and that a supplemental hearing in Docket Nos. A-58 and A-179 may aid the Director in his determination of the issues therein, it now appears advisable that the hearings in Docket Nos. A-58 and A-179 be reopened and that these matters be consolidated with Docket No. A-492 for the purpose of hearing. The record made at the previous hearing in Docket Nos. A-58 and A-179 shall not apply, however, to Docket No. A-492, unless the parties thereto shall so agree by stipulation at the consolidated hearing.

Now, therefore, it is ordered, That the above-entitled matters be, and the same hereby are, consolidated for the purpose of hearing and for such other purpose as the officer designated to preside at such hearing may deem appropriate.

It is further ordered, That a hearing in the above-entitled consolidated matters under the applicable provisions of said Act and the rules of the Division be held on June 9, 1941, at ten o'clock in the forenoon of that day, at a hearing room of the Bituminous Coal Division at the Circuit Court Room in Moberly, Missouri.

It is further ordered, That Edward J. Hayes or any other officer or officers of

the Division duly designated for that purpose shall preside at the hearing in such matters. The officers so designated to preside at such hearing are hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, to continue said hearing from time to time, and to prepare and submit to the Director proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to all parties herein and to persons or entities having an interest in these proceedings and eligible to become a party herein. Any person desiring to be admitted as a party to this proceeding may file a petition of intervention in accordance with the rules and regulations of the Bituminous Coal Division for proceedings instituted pursuant to section 4 II (d) of the Act, setting forth the facts on the basis of which the relief in the original petition is supported or opposed or on the basis of which other relief is sought. Such petitions of intervention shall be filed with the Bituminous Coal Division on or before June 4, 1941.

All persons are hereby notified that the hearing in the above-entitled matters and any orders entered therein, may concern, in addition to the matters specifically alleged in the petitions, other matters necessarily incidental and related thereto, which may be raised by amendment to the petitions, petitions of interveners or otherwise, or which may be necessary corollaries to the relief, if any, granted on the basis of these petitions.

The matters concerned herewith are in regard to: As to Docket No. A-58, the petition of Corrigan Coal Co., et al., code members in District No. 15, to reduce the effective minimum price applicable to all coal, especially raw coal, produced by code members in Adair County, Missouri, for shipment by truck; as to Docket No. A-179, the petition of Olley A. Hurley, et al., code members in District No. 15, to reduce the effective minimum prices for coals in Size Groups 1, 2, 3, 4 and 9 produced by code members in Putnam County, Missouri, for shipment by truck; and as to Docket No. A-492, the petition of District Board No. 15 to reduce the effective minimum prices to a base price of 230 cents per net ton f. o. b. the mines for coals in Size Groups 1, 2, 3, 4 and 9, for shipment by truck, produced by certain code members in District No. 15, particularly those produced in Putnam County, Missouri.

Dated, May 12, 1941.

[SEAL]

H. A. GRAY,
Director.[F. R. Doc. 41-3440; Filed, May 13, 1941;
11:33 a. m.]

[Docket No. 603-FD]

IN THE MATTER OF APPLICATION OF ARKANSAS-OKLAHOMA SMOKELESS COALS, INC., MARKETING AGENCY, DISTRICT NO. 14, FOR PROVISIONAL APPROVAL OF 1940-41 MARKETING AGENCY AGREEMENTS FOR MARKET AREA NO. 40

NOTICE OF POSTPONEMENT OF HEARING

The Arkansas-Oklahoma Smokeless Coals, Inc., petitioner in the above entitled matter, having filed a request that the hearing in the above entitled matter heretofore scheduled for May 27, 1941, be postponed until June 4, 1941, at which time other dockets concerning District Board No. 14 requiring witnesses and parties necessary to the above docket will be in attendance in Washington, D. C.; and there being no objection thereto:

It is ordered, That the hearing upon the petition herein be postponed until June 4, 1941, at 10 a. m., at a hearing room to be designated by the chief of the Records Section, Bituminous Coal Division, 734 Fifteenth Street NW., Washington, D. C. In all other respects the original Notice of and Order for Hearing shall remain in full force and effect.

Dated, May 12, 1941.

[SEAL]

H. A. GRAY,
Director.

[F. R. Doc. 41-3441; Filed, May 13, 1941;
11:33 a. m.]

[Docket No. A-712]

PETITION OF BITUMINOUS COAL PRODUCERS BOARD FOR DISTRICT NO. 2 FOR CHANGES IN THE ADJUSTMENTS APPLICABLE TO THE MINIMUM PRICES ESTABLISHED FOR CERTAIN COALS PRODUCED IN DISTRICT NO. 2 FOR RAIL SHIPMENTS INTO MARKET AREAS 13 AND 14

NOTICE OF AND ORDER FOR HEARING

A petition, pursuant to the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party;

It is ordered, That a hearing in the above-entitled matter under the applicable provisions of said Act and the rules of the Division be held on July 7, 1941, at 9 o'clock in the forenoon of that day, at a hearing room of the Bituminous Coal Division, 734 Fifteenth Street NW., Washington, D. C. On such day the Chief of the Records Section in room 502 will advise as to the room where such hearing will be held.

It is further ordered, That Charles S. Mitchell or any other officer or officers of the Division duly designated for that purpose shall preside at the hearing in such matter. The officers so designated to preside at such hearing are hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, to continue said hearing from

time to time, and to prepare and submit to the Director proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to all parties herein and to persons or entities having an interest in these proceedings and eligible to become a party herein. Any person desiring to be admitted as a party to this proceeding may file a petition of intervention in accordance with the rules and regulations of the Bituminous Coal Division for proceedings instituted pursuant to section 4 II (d) of the Act, setting forth the facts on the basis of which the relief in the original petition is supported or opposed or on the basis of which other relief is sought. Such petitions of intervention shall be filed with the Bituminous Coal Division on or before June 30, 1941.

All persons are hereby notified that the hearing in the above-entitled matter and any orders entered therein, may concern, in addition to the matters specifically alleged in the petition, other matters necessarily incidental and related thereto, which may be raised by amendment to the petition, petitions of intervenors or otherwise, or which may be necessary corollaries to the relief, if any, granted on the basis of this petition.

The matter concerned herewith is in regard to the petition of District Board No. 2 for changes in the adjustments applicable to the minimum prices established for certain coals produced in District No. 2 for rail shipments into Market Areas 13 and 14, and more particularly to modify footnote (g) of page 29 of the Schedule of Effective Minimum Prices For All Shipments Except Truck for District No. 2, so that the adjustment referred to therein shall apply only for rail shipments from Mine Index Nos. 8, 106, 175, 185, and 272 via Wheeling & Lake Erie Railroad into Market Areas 13 and 14.

Dated, May 12, 1941.

[SEAL]

H. A. GRAY,
Director.

[F. R. Doc. 41-3439; Filed, May 13, 1941;
11:32 a. m.]

[Docket No. A-816]

PETITION OF THE CONSUMERS' COUNSEL DIVISION FOR THE ELIMINATION OF SEPARATE PRICES FOR "DOMESTIC" AND "INDUSTRIAL" USE IN THE PRICE SCHEDULES FOR DISTRICTS 7, 8, 9, AND 13 FOR SHIPMENT TO ALL MARKET AREAS

NOTICE OF AND ORDER FOR HEARING

A petition, pursuant to the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party;

It is ordered, That a hearing in the above-entitled matter under the applicable provisions of said Act and the rules of the Division be held on July 8, 1941, at 9 o'clock in the forenoon of that day, at

a hearing room of the Bituminous Coal Division, 734 Fifteenth Street NW., Washington, D. C. On such day the Chief of the Records Section in room 502 will advise as to the room where such hearing will be held.

It is further ordered, That Travis Williams or any other officer or officers of the Division duly designated for that purpose shall preside at the hearing in such matter. The officers so designated to preside at such hearing are hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, to continue said hearing from time to time, and to prepare and submit to the Director proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to all parties herein and to persons or entities having an interest in these proceedings and eligible to become a party herein. Any person desiring to be admitted as a party to this proceeding may file a petition of intervention in accordance with the rules and regulations of the Bituminous Coal Division for proceedings instituted pursuant to section 4 II (d) of the Act, setting forth the facts on the basis of which the relief in the original petition is supported or opposed or on the basis of which other relief is sought. Such petitions of intervention shall be filed with the Bituminous Coal Division on or before July 1, 1941.

All persons are hereby notified that the hearing in the above-entitled matter and any orders entered therein, may concern, in addition to the matters specifically alleged in the petition, other matters necessarily incidental and related thereto, which may be raised by amendment to the petition, petitions of intervenors or otherwise, or which may be necessary corollaries to the relief, if any, granted on the basis of this petition.

The matter concerned herewith is in regard to the petition of Consumers' Counsel Division to revise the Schedules of Effective Minimum Prices for Districts Nos. 7, 8, 9, and 13, For All Shipments Except Truck, to eliminate the differences in minimum prices between "industrial coals" and "domestic coals" without increasing the realization in any of the said Districts, and to make such revisions as may be appropriate in the minimum prices for coals produced in competing Districts to maintain proper coordination between them and the coals produced in Districts Nos. 7, 8, 9, and 13.

Dated, May 12, 1941.

[SEAL]

H. A. GRAY,
Director.

[F. R. Doc. 41-3437; Filed, May 13, 1941;
11:32 a. m.]

[Docket No. A-845]

PETITION OF THE CONSUMERS' COUNSEL DIVISION ON BEHALF OF THE RIVERDALE COAL AND DOCK COMPANY, A RETAIL DEALER IN CHICAGO, ILLINOIS, MARKET AREA 29, FOR TEMPORARY AND FINAL RELIEF BY PERMISSION TO PURCHASE COALS FROM DISTRICTS NOS. 8 AND 10 AT FREE-ALONGSIDE PRICES

NOTICE OF AND ORDER FOR HEARING ON TEMPORARY AND FINAL RELIEF

A petition, pursuant to the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party;

It is ordered, That a hearing in the above-entitled matter under the applicable provisions of said Act and the rules of the Division be held on June 16, 1941, at 10 o'clock in the forenoon of that day, at a hearing room of the Bituminous Coal Division, 734 Fifteenth Street NW., Washington, D. C. On such day the Chief of the Records Section in room 502 will advise as to the room where such hearing will be held.

It is further ordered, That Joseph D. Dermody or any other officer or officers of the Division duly designated for that purpose shall preside at the hearing in such matter. The officers so designated to preside at such hearing are hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, to continue said hearing from time to time, and to prepare and submit to the Director proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to all parties herein and to persons or entities having an interest in these proceedings and eligible to become a party herein. Any person desiring to be admitted as a party to this proceeding may file a petition of intervention in accordance with the rules and regulations of the Bituminous Coal Division for proceedings instituted pursuant to section 4 II (d) of the Act, setting forth the facts on the basis of which the relief in the original petition is supported or opposed or on the basis of which other relief is sought. Such petitions of intervention shall be filed with the Bituminous Coal Division on or before June 9, 1941.

All persons are hereby notified that the hearing in the above-entitled matter and any orders entered therein, may concern, in addition to the matters specifically alleged in the petition, other matters necessarily incidental and related thereto, which may be raised by amendment to the petition, petitions of interveners or otherwise, or which may be necessary

corollaries to the relief, if any, granted on the basis of this petition.

The matter concerned herewith is in regard to the petition of Consumers' Counsel Division for the establishment of free-alongside prices on shipments from Districts Nos. 8 and 10 to the Riverdale Coal and Dock Company, a retail dealer in Chicago, Illinois.

Dated: May 12, 1941.

[SEAL]

H. A. GRAY,
Director.

[F. R. Doc. 41-3438; Filed, May 13, 1941;
11:32 a. m.]

[Docket No. 1540-FD]

IN THE MATTER OF COSTANZO COAL MINING COMPANY, REGISTERED DISTRIBUTOR, REGISTRATION NO. 1897, DISTRICT NO. 6, DEFENDANT

ORDER POSTPONING HEARING

The above-entitled proceeding having been scheduled for hearing on May 13, 1941, in Court Room No. 4, New Federal Building, Pittsburgh, Pennsylvania, before Charles O. Fowler, a Trial Examiner of the Division, and the defendant in the above-entitled matter having filed a motion requesting that the hearing be postponed, and upon good cause shown;

It is ordered, That the hearing in the above-entitled matter be postponed until 10 o'clock in the forenoon of May 26, 1941, at Court Room No. 4, New Federal Building, Pittsburgh, Pa., before Charles O. Fowler.

The time for filing petitions of intervention in the above-entitled matter is hereby extended until May 21, 1941.

Dated: May 12, 1941.

[SEAL]

H. A. GRAY,
Director.

[F. R. Doc. 41-3442; Filed, May 13, 1941;
11:33 a. m.]

[Docket No. A-429]

PETITION OF McCLEANE MINING COMPANY, A CODE MEMBER IN DISTRICT NO. 2, FOR REVISION OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR COAL PRODUCED AT THE RICH HILL MINE IN SIZE GROUPS 1 THROUGH 9, PURSUANT TO SECTION 4 II (d) OF THE BITUMINOUS COAL ACT OF 1937

ORDER POSTPONING HEARING

The original petitioner having moved that the hearing in the above-entitled matter, heretofore scheduled for May 12, 1941, should be postponed until on or about May 20, 1941, and having shown good cause why said motion should be granted;

Now, therefore, it is ordered that the hearing in the above-entitled matter be postponed from 10 o'clock in the forenoon of May 12, 1941, until 10 o'clock in the forenoon of May 20, 1941, at the place heretofore designated and before the offi-

cers previously designated to preside at said hearing.

The time for filing petitions of intervention in the above-entitled matter is hereby extended until May 15, 1941.

Dated: May 12, 1941.

[SEAL]

H. A. GRAY,
Director.

[F. R. Doc. 41-3444; Filed, May 13, 1941;
11:34 a. m.]

[Docket No. A-694]

PETITION OF DISTRICT BOARD 4 FOR THE ELIMINATION OF A SEPARATE CLASSIFICATION AND PRICE FOR CRUSHED COAL IN DISTRICT NO. 4, EXCEPT IN THE CASE OF THE COAL SHIPPED INTO MARKET AREAS 14, 16, 17, 18, AND 19, AND BY RIVER, PURSUANT TO SECTION 4 II (d) OF THE BITUMINOUS COAL ACT OF 1937

ORDER EXTENDING THE TIME, FOR CERTAIN LIMITED PURPOSES, IN WHICH TO FILE OR AMEND PETITIONS OF INTERVENTION

It appears from the record of the hearing herein, which was commenced on April 24, 1941, that the Examiner granted leave to the Bituminous Coal Producers Boards for Districts Nos. 3, 4, and 7 to amend their petitions, and continued the hearing until May 12, 1941. The original petitioner thereafter filed on May 1, 1941, an amended petition praying for the elimination of separate price classifications and minimum prices for crushed coal in District No. 4, except in the case of coals shipped into Market Areas 14, 16, 17, 18, and 19, and by river, or in the alternative, for the establishment of separate price classifications and minimum prices for crushed coal in Districts Nos. 2, 3, 7, and 8.

In view of the filing of this amended petition, the Examiner should allow a reasonable time after the hearing herein is resumed on May 12, 1941, for the filing of petitions of intervention and amended petitions of intervention in support of or in opposition to the alternative prayer for relief contained in the amended petition filed by the original petitioner.

It is so ordered.

Dated: May 12, 1941.

[SEAL]

H. A. GRAY,
Director.

[F. R. Doc. 41-3445; Filed, May 13, 1941;
11:34 a. m.]

[Docket No. 1622-FD]

IN THE MATTER OF J. Q. CLARKE COAL COMPANY, INC., REGISTRATION NO. 1618, DEFENDANT

ORDER POSTPONING HEARING

The above-entitled proceeding having been scheduled for hearing on May 13, 1941, in Court Room No. 4, New Federal Building, Pittsburgh, Pennsylvania, before Charles O. Fowler, a Trial Examiner of the Division, and the defendant having

submitted a stipulation to the Division for consideration admitting the violations referred to in the notice of and order for hearing herein;

It is ordered, That the hearing in the above-entitled matter be postponed until 10 o'clock in the forenoon of May 26, 1941, at Court Room No. 4, New Federal Building, Pittsburgh, Pa., before Charles O. Fowler.

The time for filing petitions of intervention in the above-entitled matter is hereby extended until May 21, 1941.

Dated: May 12, 1941.

[SEAL]

H. A. GRAY,
Director.

[F. R. Doc. 41-3443; Filed, May 13, 1941;
11:34 a. m.]

Bureau of Reclamation.

FIRST FORM RECLAMATION WITHDRAWAL ARKANSAS VALLEY INVESTIGATIONS, COLORADO

MARCH 19, 1941.

THE SECRETARY OF THE INTERIOR.

SIR: In accordance with the authority vested in you by the Act of June 28, 1934 (48 Stat. 1269), as amended, it is recommended that departmental order of August 7, 1940, establishing a Grazing District in Colorado, be revoked in so far as the following described lands are affected, and the said lands be withdrawn from public entry under the first form withdrawal, as provided in section 3, Act of June 17, 1902 (32 Stat. 388).

ARKANSAS VALLEY INVESTIGATIONS, COLORADO

Sixth Principal Meridian

- T. 19 S., R. 70 W., Sec. 7, SW $\frac{1}{4}$ SW $\frac{1}{4}$;
T. 19 S., R. 71 W.,
Sec. 11, N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$;
Sec. 12, NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$,
SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$;
T. 18 S., R. 72 W.,
Sec. 14, S $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$;
Sec. 15, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 20, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 21, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$
SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 22, N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$;
Sec. 23, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 24, SW $\frac{1}{4}$;
Sec. 25, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$,
SE $\frac{1}{4}$;
Sec. 29, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$
SE $\frac{1}{4}$;
Sec. 30, S $\frac{1}{2}$ N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$;
T. 18 S., R. 73 W.,
Sec. 25, SE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$;
Sec. 26, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$;
Sec. 27, SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 33, E $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 34, NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 35, N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$;
T. 19 S., R. 73 W.,
Sec. 3, W $\frac{1}{2}$ NW $\frac{1}{4}$;
Sec. 4, E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$,
N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 5, S $\frac{1}{2}$;
Sec. 6, SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 7, E $\frac{1}{2}$ E $\frac{1}{2}$;
Sec. 8, N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$,
NW $\frac{1}{4}$ SW $\frac{1}{4}$;

New Mexico Principal Meridian, Colorado

- T. 48 N., R. 12 E.,
Sec. 13, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$;

- Sec. 14, S $\frac{1}{2}$ N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 20, SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 21, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 22, SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 28, NW $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 29, NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$,
NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 32, NE $\frac{1}{4}$ NW $\frac{1}{4}$.

Respectfully,

JOHN C. PAGE,
Commissioner.

I concur: April 8, 1941.

JULIAN TERRETT,
Director, Grazing Service.

I concur: April 19, 1941.

FRED W. JOHNSON,
Commissioner of the General Land
Office.

DEPARTMENT OF THE INTERIOR,
April 25, 1941.

The foregoing recommendation is hereby approved, and it is so ordered. The Commissioner of the General Land Office is hereby authorized and directed to cause the records of his office and of the local land office to be noted accordingly.

E. K. BURLEW,
First Assistant Secretary.

[F. R. Doc. 41-3424; Filed, May 13, 1941;
9:34 a. m.]

General Land Office.

AIR NAVIGATION SITE WITHDRAWAL No. 157

ALASKA

APRIL 19, 1941.

It is ordered, Under and pursuant to the provisions of section 4 of the act of May 24, 1928, 45 Stat. 729, 49 U.S.C. 214, that the public lands within the following-described boundaries, situated near Iliamna, Alaska, be, and they are hereby, withdrawn from all forms of appropriation under the public-land laws, subject to valid existing rights, for the use of the Department of Commerce in the maintenance of air navigation facilities.

Beginning at the southwest corner of the Iliamna airways landing field and radio communication station, from which a 4' x 4' wood post marked corner No. 1 bears N. 48° 08' E., 202.8 feet; and from which said corner No. 1, the native cemetery on the bench $\frac{3}{4}$ mile north of Iliamna, north shore of Iliamna Lake, bears S. 33° E., 975 feet, approximately in latitude 59° 44' 30" N., longitude 154° 51' W. Thence from the beginning corner as follows:

- N. 03° 08' E., 4,589.4 feet;
S. 86° 52' E., 900.0 feet;
S. 03° 08' W., 187.6 feet;
N. 73° 08' E., 4,157.3 feet;
S. 16° 52' E., 900.0 feet;
S. 73° 08' W., 3,633.7 feet;
S. 03° 08' W., 3,735.2 feet;
S. 54° 30' W., 988.4 feet to a point marked by a stake;
N. 18° 12' W., 662.5 feet;
N. 86° 52' W., 686.8 feet to beginning corner, containing approximately 266.5 acres.

HAROLD L. ICKES,
Secretary of the Interior.

[F. R. Doc. 41-3427; Filed, May 13, 1941;
9:36 a. m.]

DEPARTMENT OF AGRICULTURE.

Agricultural Adjustment Administration.

[Wheat 500¹—Supplement No. 1]

INSTRUCTIONS FOR HOLDING REFERENDUM ON WHEAT MARKETING QUOTAS FOR THE 1941-42 MARKETING YEAR

Wheat 500 (Instructions for Holding Referendum on Wheat Marketing Quotas for the 1941-42 Marketing Year) approved February 19, 1941, is hereby amended as follows:

1. Paragraph (5) of section A, "Voting Eligibility," is amended to read as follows:

(5) No person shall be eligible to vote in any county other than the county in which he is engaged in the production of wheat for harvest in 1941 on a farm on which the normal production of the acreage planted to wheat of the current crop is two hundred bushels or more, except that any person who will not be present in the county in which he was engaged in the production of wheat in 1941 on the day of the referendum may obtain one ballot at the most conveniently located office of a county committee or a polling place and may cast his ballot by signing his name thereto and mailing it to the county office of the county in which he is engaged in the production of wheat in 1941. All ballots voted by mail must reach the county office of the county in which the voter is eligible to vote by 8:30 A. M. on the next weekday after the holding of the referendum.

2. Section A is amended by adding Paragraph (6) as follows:

(6) There shall be no voting by mail (except as provided in paragraph (5) above), proxy, or agent, or in any other manner except by the eligible voter personally depositing in the ballot box his ballot marked by him, but a duly authorized member of a partnership, or a duly authorized officer of a corporation, firm, association, or other legal entity may cast its vote.

3. Paragraph (11) of section B, "Instructions to County Committees," is amended by adding the following sentence:

A notation shall be made on Wheat 505 showing the number of ballots, if any, issued to voters for mailing to other county offices and the number of ballots received by mail from eligible voters who were unable to vote in person.

4. Paragraph (13) of Section C, "Instructions to Community Referendum Committees," is amended by adding the following sentence:

A notation shall be made on Wheat 504 showing the number of ballots, if any, issued to voters for mailing to the County

office of the county in which they are eligible to vote.

Done at Washington, D. C., this 12th day of May 1941. Witness my hand and the seal of the Department of Agriculture.

[SEAL] PAUL H. APPEBY,
Under Secretary of Agriculture.

[F. R. Doc. 41-3434; Filed, May 13, 1941;
11:25 a. m.]

Surplus Marketing Administration.

[Docket No. AO 33-A 6]

DAIRY DIVISION

NOTICE OF HEARING WITH RESPECT TO A PROPOSAL TO AMEND THE TENTATIVELY APPROVED MARKETING AGREEMENT, AS AMENDED, AND ORDER NO. 32, AS AMENDED, REGULATING THE HANDLING OF MILK IN THE FORT WAYNE, INDIANA, MARKETING AREA

Notice is hereby given of a hearing to be held in the Garden Room of the Catholic Community Center, 220 East Jefferson Street, Fort Wayne, Indiana, beginning at 10:00 a. m., c. d. s. t., May 19, 1941, on proposed amendments to the tentatively approved marketing agreement, as amended, and to Order No. 32, as amended, regulating the handling of milk in the Fort Wayne, Indiana, marketing area.

This notice is given pursuant to the provisions of Public Act No. 10, 73d Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended, and of the General Regulations, Series A, No. 1, as amended, of the Agricultural Adjustment Administration, United States Department of Agriculture.

Proposed amendments have been submitted by the Fort Wayne Milk Council, Inc., and the Wayne Cooperative Milk Producers, Inc., and this public hearing is for the purpose of receiving evidence with respect to such proposed amendments (1) revising the classification of milk, (2) revising the class prices of milk, (3) revising the provision dealing with advance payments to producers, (4) establishing a price for milk disposed of to low-income consumers, including persons on relief, (5) providing for the regulation of handling of emergency milk, (6) substituting individual-handler plan of pooling for the present market-wide pool, (7) revising the method of payment for milk, and (8) deleting the provision relating to payment of "new producers."

Copies of the proposed amendments may be obtained from the Hearing Clerk, Office of the Solicitor, United States Department of Agriculture, Washington, D. C., in Room 0310, South Building, or may be there inspected.

[SEAL] CLAUDE R. WICKARD,
Secretary of Agriculture.

Dated: May 12, 1941.

[F. R. Doc. 41-3431; Filed, May 13, 1941;
11:24 a. m.]

U. S. DEPARTMENT OF LABOR.

Wage and Hour Division.

[Administrative Order No. 106]

ACCEPTANCE OF RESIGNATION FROM AND APPOINTMENT TO INDUSTRY COMMITTEE NO. 27 FOR THE WOMEN'S APPAREL INDUSTRY

By virtue of and pursuant to the authority vested in me by the Fair Labor Standards Act of 1938, I, Philip B. Fleming, Administrator of the Wage and Hour Division, Department of Labor,

Do hereby accept the resignation of Mr. Harry Greenberg from Industry Committee No. 27 for the Women's Apparel Industry and do appoint in his stead, as representative for the employees on such Committee, Mr. Meyer Perlstein, of St. Louis, Missouri.

Signed at Washington, D. C., this 12 day of May 1941.

PHILIP B. FLEMING,
Administrator.

[F. R. Doc. 41-3436; Filed, May 13, 1941;
11:27 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 4052]

IN THE MATTER OF BRAY CHEMICAL COMPANY, A CORPORATION

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 8th day of May, A. D. 1941.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U.S.C.A., section 41).

It is ordered, That James A. Purcell, a Trial Examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Wednesday, May 21, 1941, at nine o'clock in the forenoon of that day (central standard time) in Room 116, Hotel Sherman, Chicago, Illinois.

Upon completion of testimony for the Federal Trade Commission, the Trial Examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The Trial Examiner will then close the case and make his report upon the evidence.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 41-3448; Filed, May 13, 1941;
11:44 a. m.]

[Docket No. 4321]

IN THE MATTER OF DETROIT CANDY & TOBACCO JOBBERS ASSOCIATION, INC., ET AL

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 8th day of May, A. D. 1941.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U.S.C.A., section 41).

It is ordered, That Randolph Preston, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Friday, June 6, 1941, at ten o'clock in the forenoon of that day (Eastern Standard Time), in Room 859, Federal Building, Detroit, Michigan.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report upon the evidence.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 41-3449; Filed, May 13, 1941;
11:44 a. m.]

[Docket No. 4422]

IN THE MATTER OF THE THOMAS MANAGEMENT CORPORATION, ET AL.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 7th day of May, A. D. 1941.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U.S.C.A. Section 41).

It is ordered, That Charles A. Vilas, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Monday, June 9, 1941, at ten o'clock in the forenoon of that day (central standard time) in Room 1121, New Post Office Building, 433 West Van Buren Street, Chicago, Illinois.

Upon completion of testimony for the Federal Trade Commission, the trial ex-

aminer is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the evidence.

By the Commission.

[SEAL]

OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 41-3450; Filed, May 13, 1941;
11:44 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 31-425]

IN THE MATTER OF AMERICAN GAS AND ELECTRIC COMPANY

ORDER DENYING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 12th day of May, A. D. 1941.

American Gas and Electric Company having filed an application under section 2 (a) (8) of the Public Utility Holding Company Act of 1935 for an order declaring it not to be a subsidiary company of Electric Bond and Share Company, a registered holding company; notice and opportunity for hearing on said application having been duly given; a hearing having been held on said application; requested findings of fact and conclusions of law and supporting briefs having been filed; the Commission having issued its

Tentative Findings and Conclusions herein; exceptions to such Tentative Findings and Conclusions having been filed; oral argument having been heard by the Commission; and

The Commission having further considered the application herein upon the exceptions filed, and upon the brief and arguments submitted in support thereof; the record having been duly considered by the Commission, and the Commission having made appropriate findings of fact as fully set forth in the Findings and Opinion of the Commission this day issued;

It is ordered, That the application of American Gas and Electric Company, under section 2 (a) (8) of said Act, be and the same hereby is denied.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 41-3446; Filed, May 13, 1941;
11:35 a. m.]

[File No. 1-2807]

IN THE MATTER OF ELECTROL INCORPORATED

ORDER SETTING HEARING ON APPLICATION TO WITHDRAW FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 12th day of May, A. D. 1941.

The Electrol Incorporated, pursuant to section 12 (d) of the Securities Exchange Act of 1934, as amended, and Rule X-12D2-1 (b) promulgated thereunder, having made application to the Commission to withdraw its Common Stock, Par Value \$1.00, from listing and registration on the New York Curb Exchange; and

The Commission deeming it necessary for the protection of investors that a hearing be held in this matter at which all interested persons be given an opportunity to be heard;

It is ordered, That the matter be set down for hearing at 10 A. M. on Tuesday, June 10, 1941, at the office of the Securities & Exchange Commission, 120 Broadway, New York City, and continue thereafter at such times and places as the Commission or its officer herein designated shall determine, and that general notice thereof be given; and

It is further ordered, That Adrian C. Humphreys, an officer of the Commission, be and he hereby is designated to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 41-3447; Filed, May 13, 1941;
11:35 a. m.]